

RILEY SAFER HOLMES & CANCILA LLP  
Ronald S. Safer (admitted *pro hac vice*)  
Harnaik Kahlon (admitted *pro hac vice*)  
Jeffrey R. Williams (SBN 84156)  
456 Montgomery Street, 16th Floor  
San Francisco, CA 94104  
Telephone: 415-275-8550  
Facsimile: 415-275-8551  
rsafer@rshc-law.com  
nkahlon@rshc-law.com  
jwilliams@rshc-law.com

MORGAN, LEWIS & BOCKIUS LLP  
Debra L. Fischer, Bar No. 142516  
Seth M. Gerber, Bar No. 202813  
2049 Century Park East, Suite 700  
Los Angeles, California 90067  
Phone: +1.310.907.1000  
Fax: +1.310.907.1001  
[debra.fischer@morganlewis.com](mailto:debra.fischer@morganlewis.com)  
[seth.gerber@morganlewis.com](mailto:seth.gerber@morganlewis.com)

HOLLAND & KNIGHT LLP  
Sarah A. Marsey, Bar No. 297911  
Alex Hadduck, Bar No. 312962  
50 California Street, Suite 2800  
San Francisco, CA 94111  
Telephone: +1.415.743.6900  
Facsimile: +1.415.743.6910  
E-mail: [sarah.marsey@hklaw.com](mailto:sarah.marsey@hklaw.com)  
[alex.hadduck@hklaw.com](mailto:alex.hadduck@hklaw.com)

MORGAN, LEWIS & BOCKIUS LLP  
Robert A. Lewis, Bar No. 83630  
One Market, Spear Street Tower  
San Francisco, CA 94105  
Phone: +1.415.442.1353  
Fax: +1.415.442.1001  
[robert.lewis@morganlewis.com](mailto:robert.lewis@morganlewis.com)

12 | Attorneys for Plaintiff

## Attorneys for Defendants

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

16 ARTHUR J. GALLAGHER & CO., a  
Delaware Corporation.

) CASE NO.: 20-cv-05505-EMC  
)  
)  
)  
)  
**JOINT STATUS REPORT**  
)  
)  
)  
CMC Date: September 20, 2022  
Time: 2:30 PM  
Judge: Hon. Edward M. Chen

20 DON TARANTINO, an individual,  
21 BERNADETTE HEATER, an individual,  
MICHAEL MACHETTE, an individual, and  
SPENCER BRUSH, an individual,

) CMC Date: September 20, 2022  
 ) Time: 2:30 PM  
 ) Judge: Hon. Edward M. Chen

Defendants.

17

Pursuant to the Court's text order of 9/13/2022 (ECF No. 118), Plaintiff Arthur J. Gallagher & Co. ("Plaintiff") and Defendants Don Tarantino, Bernadette Heater, Michael Machette, and Spencer Brush ("Defendants"), and together with Plaintiff, (the "Parties"), through their counsel of record, jointly submit this Joint Status Report in anticipation of the Status Conference set for **September 20, 2022, at 2:30 PM:**

As set forth in the Parties' Stipulation Extending Certain Pretrial Deadlines in Order to Finalize Settlement (ECF No. 119, granted at ECF No. 120), the Parties have executed a preliminary Memorandum of Settlement regarding settlement, and are actively drafting a binding Settlement Agreement and Mutual Release ("Settlement Agreement") that will result in the dismissal of this lawsuit.

Counsel for Defendants and Alliant circulated a draft of the Settlement Agreement to Plaintiff yesterday (September 15, 2022), and Plaintiff anticipates reviewing and returning the draft by Monday, September 19, 2022.

Dated: September 16, 2022

By: /s/ Sarah A. Marsey

RILEY SAFER HOLMES & CANCILA LLP  
Ronald S. Safer (admitted *pro hac vice*)  
Harnaik Kahlon (admitted *pro hac vice*)  
Jeffrey R. Williams (SBN 84156)

HOLLAND & KNIGHT LLP  
Sarah A. Marsey (SBN 297911)  
Alex Hadduck (SBN 312962)

Attorneys for Plaintiff  
ARTHUR J. GALLAGHER & CO.

Dated: September 16, 2022

MORGAN, LEWIS & BOCKIUS LLP

By: /s/ Robert A. Lewis  
Debra L. Fischer  
Robert A. Lewis  
Seth M. Gerber

Attorneys for Defendants

1 TARANTINO, HEATER, MACHETTE, and BRUSH  
2

3 **ECF ATTESTATION**

4 I, Sarah Marsey, am the ECF User whose ID and password are being used to file the  
5 following: **JOINT STATUS REPORT**. In compliance with Civil L.R. 5-1(i)(3), I hereby attest  
6 that Robert A. Lewis concurs in this filing.

7 Dated: September 16, 2022

8 By: /s/ Sarah A. Marsey

9 RILEY SAFER HOLMES & CANCILA LLP  
10 Ronald S. Safer (admitted *pro hac vice*)  
Harnaik Kahlon (admitted *pro hac vice*)  
11 Meghan R. McMeel (SBN 284841)

12 HOLLAND & KNIGHT LLP  
Sarah A. Marsey (SBN 297911)  
Alex Hadduck (SBN 312962)

13 Attorneys for Plaintiff

14 ARTHUR J. GALLAGHER & CO.